FEDERAL REGISTER

VOLUME 13 NUMBER 101

Washington, Saturday, May 22, 1948

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

LISTS OF POSITIONS EXCEPTED

Under authority of § 6.1 (a) of Executive Order No. 9830, the Commission has determined that the positions listed below should be excepted from the competitive service. Effective upon publication in the FEDERAL REGISTER, § 6.4 (a) (2) is amended by the addition of a new subdivision, as follows:

§ 6.4 *Lists of positions excepted from the competitive service*—(a) *Schedule A.* * * *

(2) *State Department.* * * *

(x) Student assistants whose salaries shall not aggregate more than $832 a year. Only bona fide students at high schools or colleges of recognized standing shall be eligible for appointment under this subdivision. Employment under this subdivision shall not exceed 180 working days in any one calendar year.

(Sec. 6.1 (a), E. O. 9830, 12 F. R. 1259)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 48-4630; Filed, May 21, 1948; 8:48 a. m.]

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary of Agriculture

PART 1—ADMINISTRATIVE REGULATIONS

DELEGATION OF AUTHORITY TO DETERMINE DOMESTIC MARKET PRICE

Pursuant to the authority vested in me by section 22, Title 5, U. S. Code, I hereby delegate the responsibility and authority to determine the domestic market price at time and place of delivery of surplus agricultural commodities acquired by Commodity Credit Corporation in the administration of its price support programs and utilized in furnishing assistance or relief to foreign countries (including occupied or liberated countries or areas of such countries) pursuant to section 112 (e) of the Foreign Assistance Act of 1948 (Public Law 472, 80th Congress) to the Administrator of the Production and Marketing Administration to be exercised in conformity with standards, direction, and procedure prescribed by me. The authority hereby conferred upon the Administrator may be redelegated by him to any employee of the Department of Agriculture.

(R. S. 161; 5 U. S. C. 22)

Done at Washington, D. C., this 18th day of May 1948.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 48-4639; Filed, May 21, 1948; 8:49 a. m.]

Chapter III—Bureau of Entomology and Plant Quarantine, Department of Agriculture

[B. E. P. Q. 485, 16th Rev.]

PART 301—DOMESTIC QUARANTINE NOTICES

WHITE-FRINGED BEETLE QUARANTINE ADMINISTRATIVE INSTRUCTIONS; ARTICLES EXEMPT FROM CERTIFICATION

Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by the second proviso of the white-fringed beetle quarantine (7 CFR, 1947 Supp., 301.72) the administrative instructions exempting certain articles from certification (7 CFR, 1947 Supp., 301.72b; B. E. P. Q. 485, 15th Revision) are hereby further revised to read as follows:

§ 301.72c *Administrative instructions; articles exempt from certification.* (a) The following articles, the interstate movement of which is not considered to constitute a risk of white-fringed beetle dissemination, are hereby exempted from the requirements of the regulations of the quarantine when they are free from soil, when they have not been exposed to infestation, or when sanitation practices are maintained as prescribed by or to the satisfaction of the inspector.

(1) Hay and straw, except that peanut hay is not exempt.

(2) Uncleaned grass, grain, and legume seed.

(3) Scrap metal, junk, and cinders.

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Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1947.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for $1.50 per month or $15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

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CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

(4) Seed cotton and cottonseed.

(5) Processed and crude clay, and washed or processed sand and gravel, when they have been taken from a depth of at least 2 feet below the existing surface, and when entirely free from any surface soil to a depth of 2 feet.

(b) Certification will still be required for the following articles and materials:

(1) Except as exempted in paragraph (a) (5) of this section, all soil, sand, gravel, clay, compost, manure, peat, or muck, whether moved independently or in connection with, or attached to, nursery stock, plants, products, articles, or things.

(2) Nursery stock.

(3) Grass sod.

(4) Plant crowns or roots for propagation.

(5) Potatoes (Irish), when freshly harvested.

(6) True bulbs, corms, tubers, and rhizomes of ornamental plants, when freshly harvested or uncured.

(7) Peanuts in shells and peanut shells.

(8) Peanut hay.

(Sec. 8, 37 Stat. 318, as amended; 7 U. S. C. 161)

This revision supersedes B. E. P Q. 485, 15th revision, effective May 22, 1947 (7 CFR, 1947 Supp., 301.72b)

These instructions shall be effective upon publication in the FEDERAL REGISTER and thereafter shall remain in effect until further modified or revoked.

Since these administrative instructions relieve restrictions, they are within the exceptions in section 4 (c) of the Administrative Procedure Act and may properly be made effective less than 30 days after their publication in the FEDERAL REGISTER.

Done at Washington, D. C., this 3d day of May 1948.

[SEAL] AVERY S. HOYT,
Acting Chief Bureau of Entomology and Plant Quarantine.

[F. R. Doc. 48-4638; Filed, May 21, 1948; 8:49 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

[Lemon Reg. 275]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 953.382 *Lemon Regulation 275*—(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR, Cum. Supp., 953.1 et seq., 13 F R. 766), regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the preliminary notice and public rule-making procedure requirements and the 30-day effective date requirement of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 2d Sess., 60 Stat. 237) is impracticable

and contrary to the public interest in that the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) *Order.* (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., May 23, 1948, and ending at 12:01 a. m., P. s. t., May 30, 1948, is hereby fixed as follows:

(i) District 1. 550 carloads.

(ii) District 2: unlimited movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said amended marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference.

(3) As used in this section, "handled," "handler," "carloads," "prorate base," "District 1," and "District 2" shall have the same meaning as is given to each such term in the said amended marketing agreement and order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 20th day of May 1948.

[SEAL] S. R. SMITH,
Director Fruit and Vegetable Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

DISTRICT NO. 1

Storage Date: May 16, 1948

[12:01 a. m. May 23, 1948, to 12:01 a. m. June 6, 1948]

Handler	Prorate base (percent)
Total	100.000
American Fruit Growers, Inc., Corona	.353
American Fruit Growers, Inc., Fullerton	.685
American Fruit Growers, Inc., Upland	.256
Hazeltine Packing Co	658
Ventura Coastal Lemon Co	1.364
Ventura Pacific Co	1.673
Total A. F. G.	4.989
Klink Citrus Association	.063
Lemon Cove Association	.000
Glendora Lemon Growers Association	1.320
La Verne Lemon Association	.877
La Habra Citrus Association, The	2.091
Yorba Linda Citrus Association, The	1.414
Alta Loma Heights Citrus Association	770
Etiwanda Citrus Fruit Association	.396
Mountain View Fruit Association	.638
Old Baldy Citrus Association	.853
Upland Lemon Growers Association	5.801
Central Lemon Association	1.387
Irvine Citrus Association, The	1.365
Placentia Mutual Orange Association	.686
Corona Citrus Association	.931
Corona Foothill Lemon Co	2.311
Jameson Company	1.317

PRORATE BASE SCHEDULE—Continued

DISTRICT NO. 1—continued

Handler	Prorate base (percent)
Arlington Heights Citrus Co	0.835
College Heights Orange & Lemon Association	2.894
Chula Vista Citrus Association, The	1.485
El Cajon Valley Citrus Association	.277
Escondido Lemon Association	3.395
Fallbrook Citrus Association	1.855
Lemon Grove Citrus Association	.500
San Dimas Lemon Association	1.897
Carpinteria Lemon Association	2.038
Carpinteria Mutual Citrus Association	2.380
Goleta Lemon Association	2.604
Johnston Fruit Co	3.503
North Whittier Heights Citrus Association	1.247
San Fernando Heights Lemon Association	1.171
San Fernando Lemon Association	.897
Sierra Madre-Lamanda Citrus Association	1.000
Tulare County Lemon & Grapefruit Association	.000
Briggs Lemon Association	2.355
Culbertson Investment Co	.505
Culbertson Lemon Association	.854
Fillmore Lemon Association	1.900
Oxnard Citrus Association, Plant No. 1	2.776
Oxnard Citrus Association, Plant No. 2	2.803
Rancho Sespe	1.490
Santa Paula Citrus Fruit Association	4.119
Saticoy Lemon Association	2.439
Seaboard Lemon Association	3.006
Somis Lemon Association	2.593
Ventura Citrus Association	1.443
Limoneira Company	2.517
Teague-McKevett Association	.919
East Whittier Citrus Association	.803
Lefiingwell Rancho Lemon Association	1.053
Murphy Ranch Company	2.084
Whittier Citrus Association	.910
Whittier Select Citrus Association	.363
Total C. F. G. E.	86.450
Chula Vista Mutual Lemon Association	.842
Escondido Cooperative Citrus Association	.340
Glendora Cooperative Citrus Association	.623
Index Mutual Association	.377
LaVerne Cooperative Citrus Association	1.913
Orange Cooperative Citrus Association	.217
Ventura County Orange & Lemon Association	2.597
Whittier Mutual Orange & Lemon Association	.236
Total M. O. D.	6.045
California Citrus Groves, Inc., Ltd.	.133
Evans Bros. Packing Co., Riverside	.040
Flint, Arthur E	.000
Furr, N. C	.003
Harding & Leggett	.042
Johnson, Fred	.000
Levinson, Sam	.000
Lorbeer, Carroll W. C	.000
Orange Belt Fruit Distributors	1.577
Rooke, B. G., Packing Co	.002
San Antonio Orchard Co	.092
Segal, Joseph	.000
Zaninovich Bros., Inc	.027
Total independents	1.916

[F. R. Doc. 48-4677; Filed, May 21, 1948; 9:31 a. m.]

[Orange Reg. 231]

PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 966.377 *Orange Regulation 231*—(a) *Findings.* (1) Pursuant to the provisions of Order No. 66 (7 CFR, Cum. Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Orange Administrative Committee, established under the said order, and upon other available information, it is hereby found that the limitation of the quantity of such oranges which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the preliminary notice and public rule-making procedure requirements and the 30-day effective date requirement of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 2d Sess., 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) *Order.* (1) The quantity of oranges grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., May 23, 1948, and ending at 12:01 a. m., P s. t., May 30, 1948, is hereby fixed as follows:

(i) *Valencia oranges.* (*a*) Prorate District No. 1, 400 carloads; (*b*) Prorate District No. 2, 850 carloads; (*c*) Prorate District No. 3, unlimited movement.

(ii) *Oranges other than Valencia oranges.* (*a*) Prorate District No. 1, no movement; (*b*) Prorate District No. 2, unlimited movement; and (*c*) Prorate District No. 3, no movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference.

(3) As used in this section, "handled," "handler," "carloads," and "prorate base" shall have the same meaning as is given to each such term in the said order; and "Prorate District No. 1," "Prorate District No. 2," and "Prorate District No. 3" shall have the same meaning as is given to each such term in § 966.107 of the rules and regulations (11 F. R. 10253) issued pursuant to said order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 20th day of May 1948.

[SEAL] S. R. SMITH,
Director Fruit and Vegetable Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

[12:01 a. m. May 23, 1948, to 12:01 a. m. May 30, 1948]

VALENCIA ORANGES

Prorate District No. 1

Handler	Prorate base (percent)
Total	100.0000
A. F. G. Lindsay	2.5745
A. F. G. Porterville	2.3816
Ivanhoe Coop. Association	.5142
Dofflemyer, W. Todd	4662
Elderwood Citrus Association	1.0544
Exeter Citrus Association	1.3145
Exeter Orange Growers Association	.3768
Hillside Packing Association, The	3.5292
Ivanhoe Mutual Orange Association	1.1425
Klink Citrus Association	4.2375
Lemon Cove Association	1.6941
Lindsay Citrus Growers Association	3.3994
Lindsay Coop. Citrus Association	2.3067
Lindsay District Orange Co.	1.2845
Lindsay Fruit Association	2.5363
Lindsay Orange Growers Association	.8771
Orange Cove Citrus Association	2.3730
Orange Cove Orange Growers Association	1.5153
Orange Packing Company	2.0596
Orosi Foothill Citrus Association	1.1532
Paloma Citrus Fruit Association	7139
Rocky Hill Citrus Association	2.7415
Sanger Citrus Association	2.1355
Sequoia Citrus Association	.8388
Stark Packing Corp	4.3881
Visalia Citrus Association	1.7126
Waddell & Sons	2.4279
Orland Orange Growers Association, Inc.	0492
Baird-Neece Corp	2.1790
Grand View Heights Citrus Association	4.7200
Magnolia Citrus Association	2.4278
Richgrove-Jasmine Citrus Association	1.2052
Sandilands Fruit Co	1.2989
Strathmore Coop. Association	3.0985
Strathmore District Orange Association	2.0472
Strathmore Fruit Growers Association	1.9365
Strathmore Packing House Co.	1.1276
Sunflower Packing Association	2.4849
Sunland Packing House Co.	3.7315
Tule River Citrus Association	1.1471
Vandalia Packing Association	.0541
Exeter Groves Packing Co.	1645
Kroelis Brothers, Ltd.	1.4823
Lindsay Mutual Groves	1.9754
Martin Ranch	1.1949
Woodlake Packing House	1.2902
Anderson Packing Co., R. M.	.5112
Baker Brothers	1.0774
California Citrus Groves, Inc., Ltd.	2.6502
Chess Co., Meyer W.	.1455
Furr, N. C.	.2771
Harding & Leggett	2.1838
Lo Bue Brothers	.5547
Marks, W. & M.	.2409
Randolph Marketing Co	1.2893
Reimers, Don H.	.2403
Rooke Packing Co., B. G.	1.3683
Webb Packing Co., Inc.	.3104
Wollenman Packing Co	1.8508
Woodlake Heights Packing Corp.	1.6232
Zaninovich Bros.	.3132

Prorate District No. 2

Total	100.0000
A. F. G. Alta Loma	.0584
A. F. G. Corona	.2107
A. F. G. Fullerton	7742
A. F. G. Orange	.5796

PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
A. F. G. Riverside	0.1253
A. F. G. San Juan Capistrano	.8689
A. F. G. Santa Paula	.5221
Hazeltine Packing Co	.3748
Placentia Pioneer Valley Growers Association	.6733
Signal Fruit Association	.1496
Azusa Citrus Association	.3777
Azusa Orange Company, Inc.	.0579
Damerel-Allison Co	.8555
Glendora Mutual Orange Association	.3616
Irwindale Citrus Association	4415
Puente Mutual Citrus Association	.1826
Valencia Heights Orchard Association	4192
Covina Citrus Association	1.1561
Covina Orange Growers Association	.5613
Glendora Citrus Association	.3898
Glendora Hts. Orange and Lemon Association	.0598
Gold Buckle Association	.5949
La Verne Orange Association	.6811
Anaheim Citrus Fruit Association	1.2383
Anaheim Valencia Orange Association	1.0402
Eadington Fruit Co., Inc.	2.6102
Fullerton Mutual Orange Association	1.3724
La Habra Citrus Association	1.0778
Orange County Valencia Association	.8843
Orangethorpe Citrus Association	.9010
Placentia Cooperative Orange Association	7591
Yorba Linda Citrus Association, The	.5944
Alta Loma Heights Citrus Association	.1038
Citrus Fruit Growers	.1555
Cucamonga Citrus Association	.1566
Etiwanda Citrus Fruit Association	.0410
Mountain View Fruit Association	.0159
Old Baldy Citrus Association	.1335
Rialto Heights Orange Association	.0643
Upland Citrus Association	.3859
Upland Heights Orange Growers	.1613
Consolidated Orange Growers	1.7738
Frances Citrus Association	1.1682
Garden Grove Citrus Association	1.4127
Goldenwest Citrus Association, The	1.5189
Irvine Valencia Growers	2.6421
Olive Heights Citrus Association	1.8163
Santa Ana-Tustin Mutual Citrus Association	1.0603
Santiago Orange Growers Association	4.0124
Tustin Hills Citrus Association	1.9722
Villa Park Orchards Association, The	1.6109
Bradford Brothers, Inc.	.6955
Placentia Mutual Orange Association	1.8529
Placentia Orange Growers Association	2.3594
Call Ranch	.0774
Corona Citrus Association	.5606
Jameson Company	.0586
Orange Heights Orange Association	.3718
Crafton Orange Growers Association	4190
E. Highlands Citrus Association	.0925
Fontana Citrus Association	.1212
Highland Fruit Growers Association	.0491
Redlands Heights Groves	.2861
Redlands Orangedale Association	.3250
Break & Son, Allen	.0544
Bryn Mawr Fruit Growers Association	.2387
Krinard Packing Co.	.3515
Mission Citrus Association	.1477
Redlands Coop. Fruit Association	.3578

PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Redlands Orange Growers Association	0.2640
Redlands Select Groves	.2785
Rialto Citrus Association	.1725
Rialto Orange Co.	.1470
Southern Citrus Association	.1629
United Citrus Growers	.1542
Zilen Citrus Co.	.0987
Arlington Heights Citrus Co.	.0931
Brown Estate, L. V. W.	.1508
Gavilan Citrus Association	.1743
Hemet Mutual Groves	.1001
Highgrove Fruit Association	.0819
McDermont Fruit Co.	.1986
Monte Vista Citrus Association	.2075
National Orange Co.	.0429
Riverside Hts. Orange Growers Association	.0812
Sierra Vista Packing Association	.0683
Victoria Avenue Citrus Association	.2375
Claremont Citrus Association	.1992
College Heights Orange & Lemon Association	.2365
El Camino Citrus Association	.0964
Indian Hill Citrus Association	.1864
Pomona Fruit Growers Exchange	.4631
Walnut Fruit Growers Association	.5304
West Ontario Citrus Association	.4070
El Cajon Valley Citrus Association	.2740
Escondido Orange Association	2.6673
San Dimas Orange Growers Association	.4757
Andrews Bros. of California	.5931
Ball & Tweedy Association	.6247
Canoga Citrus Association	.9783
N. Whittier Heights Citrus Association	.9198
San Fernando Fruit Growers Association	.6323
San Fernando Heights Orange Association	1.0177
Sierra Madre-Lamanda Citrus Association	.4135
Camarillo Citrus Association	1.3169
Fillmore Citrus Association	3.5285
Mupu Citrus Association	2.9118
Ojai Orange Association	.9807
Piru Citrus Association	1.9498
Santa Paula Orange Association	1.1069
Tapo Citrus Association	1.2147
Limoneira Co.	.5772
East Whittier Citrus Association	.3907
El Ranchito Citrus Association	1.0434
Murphy Ranch Co.	.4634
Rivera Citrus Association	.4333
Whittier Citrus Association	.6271
Whittier Select Citrus Association	.3570
Anaheim Coop. Orange Association	1.2602
Bryn Mawr Mutual Orange Association	.1263
Chula Vista Mutual Lemon Association	.1205
Escondido Coop. Citrus Association	.3406
Euclid Avenue Orange Association	.4585
Foothill Citrus Union, Inc.	.0337
Fullerton Coop. Orange Association	.4418
Garden Grove Orange Coop., Inc.	.0848
Golden Orange Groves, Inc.	.2030
Highland Mutual Groves	.0352
Index Mutual Association	.3125
La Verne Coop. Citrus Association	1.2033
Mentone Heights Association	.0770
Olive Hillside Groves	.5436
Orange Coop. Citrus Association	1.0567
Redlands Foothill Groves	.5962
Redlands Mutual Orange Association	.1664
Riverside Citrus Association	.0841
Ventura County Orange & Lemon Association	.9506
Whittier Mutual Orange & Lemon Association	.1329
Babijuice Corp. of California	.4939
Banks Fruit Co.	.2812
Banks, L. M.	.5058

PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	*Prorate base (percent)*
Borden Fruit Co	0.8651
California Associated Growers	.0937
California Fruit Distributors	.3212
Cherokee Citrus Co., Inc	.1623
Chess Co., Meyer W	.2724
Escondido Avocado Growers	.0248
Evans Brothers Packing Co	.2056
Gold Banner Association	.2940
Granada Hills Packing Co	.0306
Granada Packing House	1.6997
Hill, Fred A	.0776
Inland Fruit Dealers	.1079
Orange Belt Fruit Distributors	1.8806
Panno Fruit Co., Carlo	.0859
Paramount Citrus Association, Inc.	.6033
Placentia Orchard Co	4917
San Antonio Orchard Co	.4315
Snyder & Sons Co., W. A	.5961
Stephens, T. F	.1624
Wall, E. T	.1332
Webb Packing Co	.2266
Western Fruit Growers, Inc., Reds	7670
Yorba Orange Growers Association	.5139

[F. R. Doc. 48-4678; Filed, May 21, 1948; 9:31 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5510]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

HARRY BANK & SON ET AL.

§ 3.66 (a7) *Misbranding or mislabeling—Composition—Wool Products Labeling Act:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Wool Products Labeling Act:* § 3.71 (a) *Neglecting, unfairly or deceptively, to make material disclosure—Composition—Wool Products Labeling Act:* § 3.71 (e7) *Neglecting, unfairly or deceptively, to make material disclosure—Source or origin—Wool Products Labeling Act.* In connection with the manufacture for introduction, or introduction, into commerce, or the sale, transportation or distribution in commerce, of men's trousers or pants, or other "wool products" as defined in and subject to the Wool Products Labeling Act of 1939, which contain, purport to contain, or in any way are represented as containing "wool" "reprocessed wool" or "reused wool" as those terms are defined in said act, misbranding such products by failing to affix securely to or place on such products a stamp, tag, label or other means of identification showing in a clear and conspicuous manner, (A) the percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding 5 per centum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is 5 percentum or more, and (5) the aggregate of all other fibers; (B) the maximum percentage of the total weight of such wool products of any nonfibrous loading, filling or adulterating matter; or, (c) the name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transportation or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939; prohibited, subject to the provisions, however, that the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939; and to the further provision that nothing contained in the order shall be construed as limiting any applicable provision of said Act or the rules and regulations promulgated thereunder. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C. sec. 45b; 54 Stat. 1128; 15 U. S. C. sec. 68) [Cease and desist order, Harry Bank & Son et al., Docket 5510; March 12, 1948]

At a regular session of the Federal Trade Commission held at its office in the city of Washington, D. C., on the 12th day of March A. D. 1948.

In the Matter of Harry Bank and Henry Bank, Individuals Doing Business as Harry Bank & Son, and Ben Bank, an Individual Doing Business as Banko Clothes

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answers of the respondents Henry Bank and Ben Bank (respondent Harry Bank having died on June 10, 1947) in which answers these respondents admitted all of the material allegations of fact set forth in the complaint and waived all intervening procedure and further hearings as to said facts; and the Commission having made its findings as to the facts and its conclusion that the respondents Henry Bank and Ben Bank have violated the provisions of the Wool Products Labeling Act of 1939 and the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent Henry Bank, an individual trading and doing business as Harry Bank & Son, or trading under any other name, and the respondent Ben Bank, an individual trading and doing business as Banko Clothes, or trading under any other name, and these respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the manufacture for introduction, or introduction, into commerce, or the sale, transportation or distribution in commerce, as "commerce" is defined in the aforesaid acts, of men's trousers or pants, or other "wool products" as defined in and subject to the Wool Products Labeling Act of 1939, which contain, purport to contain, or in any way are represented as containing "wool" "reprocessed wool" or "reused wool" as those terms are defined in said act, do forthwith cease and desist from misbranding such products by failing to affix securely to or place on such products a stamp, tag, label or other means of identification showing in a clear and conspicuous manner:

(A) The percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding 5 per centum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is 5 per centum or more, and (5) the aggregate of all other fibers;

(B) The maximum percentage of the total weight of such wool product of any non-fibrous loading, filling or adulterating matter;

(C) The name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transportation or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939;

Provided, That the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939; *And provided, further* That nothing contained in this order shall be construed as limiting any applicable provision of said act or the rules and regulations promulgated thereunder.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

It is further ordered, That the complaint herein be, and it hereby is, dismissed as to the respondent Harry Bank.

By the Commission.

[SEAL] WM. P. GLENDENNING, Jr.,
Acting Secretary.

[F. R. Doc. 48-4627; Filed, May 21, 1948; 8:47 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 51921]

PART 16—LIQUIDATION OF DUTIES

INSTRUCTIONS FOR CONVERSION OF ITALIAN LIRE FOR PURPOSE OF ASSESSMENT OF DUTY ON MERCHANDISE IMPORTED INTO UNITED STATES

Reference is made to cases in which appraisement has been withheld or liquidation has been suspended pending the determination of the proper rate or rates for the Italian lira for customs purposes for dates of exportation since June 12, 1946 (see T. D. 51471, dated June 14, 1946) the last date for which a rate for the Italian lira certified pursuant to section 522 of the Tariff Act of 1930 (31 U. S. C. 372) was published in the weekly Treasury Decisions.

The Federal Reserve Bank of New York, acting under the authority of the said section 522, has certified two rates for the Italian lira, one designated as the "Official" rate and the other designated as the

"Free" rate, during the period beginning June 13, 1946, and continuing to date. No values for the Italian currency have been estimated and proclaimed pursuant to said section for any period subsequent to the quarter beginning January 1, 1946.

Available information establishes that decrees and regulations of the Italian Government (Legislative Decree, March 26, 1946, No. 139; Ministerial Decree, April 13, 1946; Ministerial Decree, September 3, 1946; and Legislative Decree effective November 28, 1947; and regulations of the Italian Exchange Office for the enforcement of these decrees) governing the surrender of the foreign exchange proceeds of exports of merchandise from Italy, require that the exporter surrender to the Italian Exchange Office (Ufficio Italiano dei Cambi) the foreign exchange proceeds (which in the case of exports to the United States means United States dollars) for his exports of domestic Italian goods. In return the exporter receives the equivalent in lire at the "Official" rate of exchange of 50 percent of the foreign exchange so surrendered while the other 50 percent of the foreign currency is placed at the disposal of the exporter as a credit in the Bank of Italy or one of its agent banks. The foreign currency thus made available to the exporter may be used by him within prescribed time limits in payment for certain specified commodities imported into Italy or else such foreign currency credit may be sold by the exporter to another Italian citizen or corporation in Italy to be used by the latter under the same conditions as applied to the original exporter. If not so used within the prescribed time limits this 50 percent of the foreign currency proceeds of exports is required to be surrendered to the Italian Exchange Office by the exporter or assignee for the equivalent in lire at the "Official" rate.

It is believed from available information that the system outlined in the last preceding paragraph has been applicable to exportations from Italy since June 12, 1946, except that during a portion of that time there were special regulations with respect to exchange obtained for woolen products and cotton products. It is understood that the Italian Exchange Office in printed letter No. 66, dated August 5, 1947, issued a regulation effective July 1, 1947, which provided in effect that only 25 percent of the foreign exchange obtained for woolen products was required to be surrendered to the foreign exchange office and the remaining 75 percent could be disposed of by the exporter. Special provisions with respect to cotton products were contained in regulations issued in printed letter No. 67, dated August 5, 1947, effective August 1, 1947, but the special treatment provided for in those regulations appears to have varied according to the price actually paid for each exportation and is not understood to have been of sufficiently uniform application to cotton products to warrant disposition different from the disposition authorized by the instructions set forth below. The special treatment of exports of woolen and cotton goods appears to have been terminated by the above-mentioned legislative decree effective November 28, 1947.

The "Official" rate certified by the Federal Reserve Bank of New York for the Italian lira corresponds to the rate received for the 50 percent of the foreign exchange derived from exports of merchandise and retained by the Italian Exchange Office. The "Free" rate, as certified, corresponds to the daily average of the rates at which settlement is made for the remaining 50 percent of the foreign currency credit which is transferred to other accounts.

In the case of any importation of merchandise exported from Italy on or after June 13, 1946, the appraiser and collector shall proceed, respectively, with appraisement and liquidation according to the following procedure, subject to the requirements and conditions outlined below:

1. No rate of exchange shall be used for customs purposes under these instructions except a rate or rates certified by the Federal Reserve Bank of New York for the date of exportation of the merchandise, unless there is a proclaimed value for Italian currency which varies by less than 5 percent from any certified rate otherwise applicable. If there is a proclaimed value, it shall be used in lieu of any certified rate otherwise applicable from which such proclaimed value varies by less than 5 percent.

2. Where the appraisement is to be made in Italian currency the appraiser shall designate in his report to the collector the class or classes of currency in which appraisement is made by using the terms applied to the currency of Italy by the Federal Reserve Bank of New York, namely, "Official Lire" or "Free Lire" as the case may be. If both classes are used on a percentage basis, the percentage of each shall be indicated clearly.

3. For all purposes of appraisement and assessment of duties, the amount of any value established in lire shall be considered to consist of "Official Lire" to the extent of 50 percent of such amount and "Free Lire" to the extent of the remaining 50 percent; except that:

(a) If the appraiser or collector has credible information that the merchandise is not domestic Italian goods, appraisement shall be withheld and liquidation shall be suspended as to all merchandise of the type involved exported to the United States during the period involved,

(b) If the merchandise was a woolen product exported from Italy between July 1, 1947, and November 27, 1947, both inclusive, the ratio of 25 percent "Official" and 75 percent "Free" shall be used in appraisement and liquidation pursuant to this paragraph, and

(c) If the appraiser or collector has credible information that the ratio of 50 percent at the "Official" rate and 50 percent at the "Free" rate or 25 percent at the "Official" rate and 75 percent at the "Free" rate, as the case may be, was not used uniformly during any period in connection with the payment for the particular merchandise on which duty is being assessed and for all other merchandise of the same type, appraisement shall be withheld and liquidation shall be suspended as to all merchandise of the type involved exported to the United States during the period involved. The exception stated in this subparagraph shall not apply to cotton products exported from Italy during the above-mentioned period from August 1, 1947, November 27, 1947, inclusive, in respect of which the ratio of 50 percent "Official" and 50 percent "Free" shall be used in appraisement and liquidation.

Whenever appraisement is withheld or liquidation suspended a detailed report shall be transmitted immediately to the Bureau of Customs.

It is understood that, since the certifications for the Italian lira must always await the receipt of information from abroad by the Federal Reserve Bank of New York, the certifications cannot be furnished to the Treasury Department in time for publication in the weekly Treasury Decisions for the same dates of exportation as the certifications of rates for other foreign currencies. The certified rates for the Italian currency for dates subsequent to the date of this Treasury decision will therefore be published in the weekly Treasury Decisions as soon as practicable after they become available. The certified rates which are available for all dates of exportation between June 13, 1946, and the date of this Treasury decision will be published by the Customs Information Exchange in a circular to be issued in the near future.

When information regarding any of the Italian currency conversion practices necessary to comply with the instructions contained herein is not available at a port other than New York the appraiser or collector shall request the Customs Information Exchange, 201 Varick Street, New York 14, New York, to furnish such pertinent information as may be available.

Where at the time of making entry or upon the acceptance of an amended entry of merchandise exported from Italy during the period of dual-rate certifications information is presented to the collector or is in his possession which establishes to his satisfaction the use of either the 50 percent "Official"—50 percent "Free" or 25 percent "Official"—75 percent "Free" exchange basis for the particular importation in accordance with pertinent instructions herein, deposit of estimated duties or of supplemental estimated duties calculated in accordance with that information shall be accepted.

Section 16.4 (c) Customs Regulations of 1943 (19 CFR, Cum. Supp., 16.4 (c)), is hereby amended by adding "Italian lire" to the list of foreign currencies for which instructions have been issued under section 522 (c) of the Tariff Act of 1930 (31 U. S. C. 372 (c)) and by placing opposite such addition the number and date of this Treasury decision and the FEDERAL REGISTER citation thereof.

(R. S. 251, secs. 505, 624, 46 Stat. 732, 759, sec. 522, 46 Stat. 739; 19 U. S. C. 66, 1505, 1624, 31 U. S. C. 372)

Notice of the proposed issuance of the foregoing instructions was published in

the FEDERAL REGISTER on February 6, 1948 (13 F. R. 558) pursuant to section 4 of the Administrative Procedure Act (Public Law 404, 79th Congress) The basis of the instructions is section 522 of the Tariff Act of 1930 (31 U. S. C. 372) as construed by the courts, and their purpose is to provide instructions for applying multiple rates of exchange certified by the Federal Reserve Bank of New York for currency conversion for the assessment and collection of customs duties. These instructions shall be effective on the date of publication in the FEDERAL REGISTER, the delayed effective date requirements of section 4 (c) of the Administrative Procedure Act being dispensed with because the instructions relate to action to be taken by customs officers and, although affecting rights of interested persons, do not require any action to be taken by such persons.

FRANK DOW,
Acting Commissioner of Customs.

Approved: May 17, 1948.

A. L. M. WIGGINS,
Acting Secretary of the Treasury.

[F. R. Doc. 48-4637; Filed, May 21, 1948; 8:49 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR, Part 689]

SUGAR MANUFACTURING INDUSTRY IN PUERTO RICO

MINIMUM WAGE RECOMMENDATION OF SPECIAL INDUSTRY COMMITTEE NO. 5

Pursuant to the Administrative Procedure Act (60 Stat. 237; 5 U. S. C., Supp., 1001) and the rules of practice governing this proceeding (12 F. R. 7890, 7891) notice is hereby given of the decision of the Administrator of the Wage and Hour Division, United States Department of Labor, with respect to the recommendation of Special Industry Committee No. 5 for Puerto Rico for a minimum wage rate in the sugar manufacturing industry in Puerto Rico, and of the wage order which he proposes to issue pursuant thereto. The decision[1] and proposed wage order are set forth below. Interested parties may submit written exceptions thereto to the Administrator of the Wage and Hour Division, United States Department of Labor, Washington 25, D. C., within 15 days from publication of this notice in the FEDERAL REGISTER. Exceptions should be submitted in quadruplicate, and should include supporting reasons for any exceptions presented.

Signed at Washington, D. C., this 13th day of May 1948.

WM. R. MCCOMB,
Administrator
Wage and Hour Division.

Whereas on June 16, 1947, pursuant to section 5 (e) of the Fair Labor Standards Act of 1938, hereinafter called the act, I, as Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 367, appointed Special Industry Committee No. 5 for Puerto Rico, hereinafter called the Committee, and directed the Committee to proceed first to investigate conditions and to recommend to me minimum wage rates for employees in the sugar manufacturing industry in Puerto Rico, as defined in Administrative Order No. 367, and thereafter to investigate conditions and to recommend to me minimum wage rates for employees in other industries enumerated and defined in the order, as amended by Administrative Order No. 369, in accordance with the provisions of the act and rules and regulations promulgated thereunder; and

Whereas the Committee for purposes of investigating conditions and recommending minimum wage rates for employees in the sugar manufacturing industry in Puerto Rico, included three disinterested persons representing the public, a like number representing employers, and a like number representing employees in the sugar manufacturing industry in Puerto Rico, and was composed of residents of Puerto Rico and of the United States outside of Puerto Rico; and

Whereas the Committee, after investigating economic and competitive conditions in the sugar manufacturing industry in Puerto Rico, filed with me a report containing its recommendation for a minimum wage rate of 40 cents per hour to be paid employees in the industry who are engaged in commerce or in the production of goods for commerce; and

Whereas pursuant to notices published in the FEDERAL REGISTER on January 8, 1948, and circulated to all interested persons, a public hearing upon the Committee's recommendation was held before Hearing Examiner E. West Parkinson, as presiding officer, in Washington, D. C., on February 3, 1948, at which all interested parties were given an opportunity to be heard; and

Whereas upon reviewing all the evidence adduced in this proceeding and after giving consideration to the provisions of the act, particularly sections 5 and 8 thereof, I have concluded that the recommendation of the Committee for a minimum wage rate in the sugar manufacturing industry in Puerto Rico, as defined, was made in accordance with law, is supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the Committee, will carry out the purposes of sections 5 and 8 of the act; and

Whereas I have set forth my decision in a document entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of Special Industry Committee No. 5 for Puerto Rico for a Minimum Wage Rate in the Sugar Manufacturing Industry in Puerto Rico", a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, Washington 25, D. C.,

Now, therefore, it is ordered that:

Sec.
689.1 Approval of recommendation of Industry Committee.
689.2 Wage rate.
689.3 Notices of order.
689.4 Definition of the sugar manufacturing industry in Puerto Rico.

AUTHORITY: §§ 689.1 to 689.4, inclusive, issued under secs. 5 (e), 8, 52 Stat. 1064, 54 Stat. 615; 29 U. S. C. 205 (e), 208.

§ 689.1 *Approval of recommendation of Industry Committee.* The Committee's recommendation is hereby approved.

§ 689.2 *Wage rate.* Wages at the rate of not less than 40 cents per hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the sugar manufacturing industry in Puerto Rico who is engaged in commerce or in the production of goods for commerce.

§ 689.3 *Notices of order.* Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the sugar manufacturing industry in Puerto Rico shall post and keep posted in a conspicuous place in each department of his establishment where such employees are working such notices of this order as shall be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor and shall give such other notice as the Division may prescribe.

§ 689.4 *Definition of the sugar manufacturing industry in Puerto Rico.* The sugar manufacturing industry in Puerto Rico, to which this order shall apply, is hereby defined as follows:

The production of raw sugar, cane juice, molasses and refined sugar, and incidental by-products, and all railroad transportation activities carried on by a producer of any of these products (or by any firm owned or controlled by, or owning and controlling such producer, or by any firm owned or controlled by the parent company of such producer) where the railroad transportation activities are in whole or in part used for the production or shipment of the products of the industry, and any transportation activities by truck or other vehicle performed by a producer of the products of the industry in connection with the production or shipment of such products; *Provided, however,* That the industry shall not include any activity covered by the wage order for the Shipping Industry in Puerto Rico, or any activity included in the Railroad, Railway Express and Property Motor Transport Industry as defined in Administrative Order No. 367, appointing Special Industry Committee No. 5 for Puerto Rico.

Effective date. This wage order shall become effective July 19, 1948.

[F. R. Doc. 48-4557; Filed, May 21, 1948; 8:53 a. m.]

[1] Filed as part of the original document. Copies are available on request at the Wage and Hour Division, Department of Labor, Washington, D. C.

NOTICES

DEPARTMENT OF THE TREASURY

Fiscal Service, Bureau of the Public Debt

[1948 Dept. Circular 827]

1⅛ PERCENT TREASURY CERTIFICATES OF INDEBTEDNESS OF SERIES E–1949

MAY 19, 1948.

I. *Offering of certificates.* 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites subscriptions from the people of the United States for certificates of indebtedness of the United States, designated 1⅛ percent Treasury Certificates of Indebtedness of Series E–1949, in exchange for ⅞ percent Treasury Certificates of Indebtedness of Series E–1948, maturing June 1, 1948, or 1¾ percent Treasury Bonds of 1948, maturing June 15, 1948. Exchanges will be made par for par in the case of the maturing certificates, and at par with an adjustment of interest as of June 15, 1948, in the case of the maturing bonds.

II. *Description of certificates.* 1. The certificates will be dated June 1, 1948, and will bear interest from that date at the rate of 1⅛ percent per annum, payable with the principal at maturity on June 1, 1949. They will not be subject to call for redemption prior to maturity.

2. The income derived from the certificates shall be subject to all taxes, now or hereafter imposed under the Internal Revenue Code, or laws amendatory or supplementary thereto. The certificates shall be subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The certificates will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer certificates will be issued in denominations of $1,000, $5,000, $10,000, $100,000, and $1,000,000. The certificates will not be issued in registered form.

5. The certificates will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States certificates.

III. *Subscription and allotment.* 1. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Treasury Department, Washington. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of certificates applied for, and to close the books as to any or all subscriptions at any time without notice; and any action he may take in these respects shall be final. Subject to these reservations, all subscriptions will be allotted in full. Allotment notices will be sent out promptly upon allotment.

IV *Payment.* 1. Payment for certificates allotted hereunder must be made on or before June 1, 1948, or on later allotment. Payment of the principal amount may be made only in Treasury Certificates of Indebtedness of Series E–1948, maturing June 1, 1948, or in Treasury Bonds of 1948, maturing June 15, 1948, which will be accepted at par and should accompany the subscription. The full year's interest on the certificates surrendered will be paid to the subscriber following acceptance of the certificates. In the case of the maturing bonds in coupon form, payment of accrued interest on the new certificates from June 1, 1948, to June 15, 1948 ($0.43151 per $1,000) should be made when the subscription is tendered. In the case of maturing registered bonds, the accrued interest will be deducted from the amount of the check which will be issued in payment of final interest on the bonds surrendered. Final interest due June 15 on bonds surrendered will be paid, in the case of coupon bonds, by payment of June 15, 1948, coupons, which should be detached by holders before presentation of the bonds, and in the case of registered bonds, by checks drawn in accordance with the assignments on the bonds surrendered.

V *Assignment of registered bonds.* 1. Treasury Bonds of 1948 in registered form tendered in payment for certificates offered hereunder should be assigned by the registered payees or assignees thereof to "The Secretary of the Treasury for exchange for Treasury Certificates of Indebtedness of Series E–1949 to be delivered to ----------," in accordance with the general regulations of the Treasury Department governing assignments for transfer or exchange, and thereafter should be presented and surrendered with the subscription to a Federal Reserve Bank or Branch or to the Treasury Department, Division of Loans and Currency, Washington, D. C. The bonds must be delivered at the expense and risk of the holders.

VI. *General provisions.* 1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective Districts, to issue allotment notices, to receive payment for certificates allotted, to make delivery of certificates on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive certificates.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

JOHN W SNYDER,
Secretary of the Treasury.

[F. R. Doc. 48–4636; Filed, May 21, 1948; 8:49 a. m.]

DEPARTMENT OF THE ARMY

[General Order 4]

OPERATION OF RAILROADS

1. *Regional administration.* In order to effectuate the purposes of Executive Order No. 9957 and to provide for the orderly administration, supervision and direction of the transportation systems, possession, control and operation of which have been or hereafter may be taken and assumed in accordance with the terms thereof, seven Regions have been created and established and are hereby confirmed to embrace and include all the real and personal property and other assets used or useful in connection with the operation of the transportation systems of the respective carriers named in Appendix A hereto. At the head of each such Region there shall be a Regional Director, Department of the Army Operation of Railroads, whose name, principal office address and telephone number are also designated in Appendix A hereto, who shall be responsible and report directly to the Chief of Transportation, Department of the Army.

2. *Operation of transportation systems by existing management.* The authority and functions of the managements of the carriers whose transportation systems have been taken under, or may be taken pursuant to, the provisions of the Executive order shall be as prescribed in the Executive order, subject to such further orders or regulations as the Secretary of the Army or his authorized delegates may prescribe as therein provided. Any protest against any such order or regulation shall be made to the Chief of Transportation, Department of the Army, by the carrier or other person aggrieved, by registered mail or telegram, within ten (10) days after the receipt of the particular order or regulation or the publication of such order or regulation in the FEDERAL REGISTER, whichever first occurs. The chief executive officers of the carriers will report directly to the Regional Director to whose region their carriers are assigned for administration in Appendix A.

3. *Suits, attachments and garnishments permitted until further order.* Until further order, carriers will remain subject to suit as heretofore and to the levy of attachments by mesne process, garnishment, execution or otherwise, on or against the property and assets of the carriers, but no receivership, reorganization or similar proceeding affecting any carrier whose transportation system is taken under the Excuetive order shall be instituted without the prior written con-

sent of the Chief of Transportation Department of the Army Nothing herein shall be deemed to prevent or require approval of any action authorized or required by any interlocutory or final decree of any United States court in reorganization proceedings now pending under the Bankruptcy Act or in any equity receivership cases now pending

EDMOND H LEAVEY,
Major General
Chief of Transportation

MAY 17, 1948

APPENDIX A

EASTERN REGION

Col Gustav Metzman, Regional Director 230 Park Avenue New York 17 New York Telephone: Murray Hill 9-8000

Corporate name of railroad	Location of operating headquarters	Army area
The Ann Arbor Railroad Company	Owosso, Mich	5
Boston and Albany Railroad (The New York Central Railroad Company Lessee).	New York N Y	1
Boston & Maine Railroad	Boston, Mass	1
Buffalo Creek Railroad	Buffalo, N Y	1
Canadian National Railway Company (lines in New England)	Montreal Quebec	1
Canadian Pacific Railway Company (lines in New England)	do	1
Central Vermont Railway	St Albans, Vt	1
The Champlain & St. Lawrence Railroad Company	Montreal, Quebec	1
Chesapeake & Ohio Railway Company	Detroit Mich	5
Pere Marquette, Detroit, Mich.		
Chicago Indianapolis & Louisville Railway	Lafayette, Ind	2
Chicago River & Indiana Railroad Company	Chicago, Ill	5
Cincinnati Union Terminal Company	Cincinnati, Ohio	2
The Cleveland Union Terminals Company	Cleveland, Ohio	2
Delaware & Hudson Railroad Corporation	Albany, N Y	1
The Delaware, Lackawanna & Western R. R. Company	New York, N Y	1
The Detroit & Toledo Shore Line R. R Company	Detroit Mich	5
Detroit Terminal Railroad Company	do	5
Detroit, Toledo & Ironton R. R Company	Dearborn, Mich	5
Erie Railroad	Cleveland Ohio	2
The Federal Valley Railroad	do	2
The Fort Street Union Depot Company	Detroit Mich	5
Grand Trunk Western Railroad Company	do	5
Indiana Harbor Belt Railroad	Chicago, Ill	5
The Lake Terminal Railroad Company	Lorain, Ohio	2
Lehigh & New England Railroad Company	Bethlehem, Pa	2
Lehigh Valley Railroad	New York, N. Y	1
The Lorain & West Virginia Railway Company	Cleveland, Ohio	2
Louisville & Jeffersonville Bridge R R Company	New York, N. Y	1
Maine Central Railroad Company	Portland, Maine	1
Monongahela Railway Company	Pittsburgh, Pa	2
Montour Railroad Company	do	2
The New York Central Railroad Company	New York, N Y	1
N. Y. C R R.—Buffalo and East.		
N. Y. C. R. R.—West of Buffalo		
Michigan Central Railroad		
C. C. C. & St. L. Railway		
Peoria & Eastern Railway		
Ohio Central.		
The New York Chicago & St. Louis R. R. Company	Cleveland, Ohio	2
The New York, New Haven & Hartford R R Company	New Haven, Conn	1
Northampton & Bath Railroad Company	Northampton, Pa	3
Pittsburgh & Lake Erie Railroad Company	New York N Y	1
Pittsburgh & West Virginia Railway	Pittsburgh, Pa	2
Pittsburgh, Chartiers & Youghiogheny Railway	do	2
Portland Terminal Company Railroad	Portland, Maine	1
The River Terminal Railway	Cleveland Ohio	2
St. Clair Tunnel Company	Montreal, Quebec	1
Union Freight Railroad	Boston, Mass	1
The United States and Canada Railroad Company (Canadian National Railways Co., Lessee)	Montreal, Quebec	1
Wabash Railroad Lines	St Louis, Mo	5
West of Detroit and Toledo.		
East of Detroit (Buffalo Division).		
The Wheeling & Lake Erie Railway Company	Cleveland, Ohio	2

APPENDIX A—Continued

ALLEGHENY REGION

Col Roy B White, Regional Director Baltimore & Ohio Building Baltimore and Charles Street, Baltimore 1 Maryland Telephone: Lexington 0400

Corporate name of railroad	Location of operating headquarters	Army area
The Akron, Canton & Youngstown Railroad	Akron, Ohio	2
The Baltimore & Ohio Chicago Terminal R R Co	Chicago, Ill	2
The Baltimore & Ohio Railroad Company	Baltimore, Md	2
Bessemer and Lake Erie Railroad Company	Pittsburgh, Pa	2
Brooklyn Eastern District Terminal	Brooklyn, N. Y	1
Bush Terminal Railroad Company	New York, N. Y	1
Curtis Bay Railroad Company	Baltimore, Md	2
The Huntingdon & Broad Top Mountain R R and Coal Company	Huntingdon Pa	2
The Indianapolis Union Railway Company	Indianapolis, Ind	2
The Jay Street Connecting Railroad	Brooklyn, N. Y	1
Long Island Railway Company	New York N. Y	1
McKeesport Connecting Railroad Company	Pittsburgh, Pa	2
New York Dock Railway	Brooklyn, N Y	1
The Pennsylvania Railroad Company	Philadelphia, Pa	2
Baltimore and Eastern Railroad Co		
Reading Company	do	2
The Staten Island Rapid Transit Railway Co	New York, N. Y	1
Strouds Creek and Muddlety Railroad Co	Grafton, W. Va	2
Washington Terminal Company	Washington D C	2
Central Railroad Company of New Jersey	Jersey City, N. J	1
Hudson & Manhattan R. R. Company	New York N Y	1
Central Railroad Company of Pennsylvania	do	1
Pennsylvania Reading Seashore Lines	Philadelphia, Pa.	2

SOUTHEASTERN REGION

Col. Ernest E Norris, Regional Director, Southern Railway Building Washington 13 D C., Telephone: National 4460

Corporate name of railroad	Location of operating headquarters	Army area
Alabama Great Southern Railroad Company	Washington D C	3
Atlantic Coast Line Railroad Company	Wilmington, N C	3
Atlanta & West Point Railroad Company	Atlanta, Ga	3
Central of Georgia Railway Company	Savannah, Ga	3
Charleston & Western Carolina Railway Co	Wilmington, N C	3
Cincinnati, Burnside & Cumberland River Railway	Washington D C	3
The Cincinnati, New Orleans & Texas Pacific Railway Company	do	3
Clinchfield Railroad Company	Erwin, Tenn	3
Florida East Coast Railway Company	St. Augustine, Fla	3
Georgia Railroad	Atlanta, Ga	3
Georgia, Southern and Florida Railway Co	Washington D C	3
Gulf, Mobile & Ohio Railroad Company	Mobile, Ala	3
Harriman and Northeastern Railroad Co	Washington D C	3
Illinois Central Railroad Company	Chicago, Ill	3
Jacksonville Terminal Company	Jacksonville, Fla	3
Kentucky & Indiana Terminal Railroad Co	Louisville, Ky	3
Louisville & Nashville Railroad Company	do	3
The Nashville, Chattanooga & St. Louis Ry	Nashville, Tenn	3
New Orleans and Northeastern Railroad Co	Washington, D C	3
Richmond, Fredericksburg & Potomac R R Co	Richmond, Va	3
Seaboard Airline Railroad Company	Norfolk, Va	3
Sioux City Terminal Railway Company	Sioux City, Iowa	3
Southern Railway System	Washington, D. C	3
Tennessee Central Railway Company	Nashville, Tenn	3
The Western Railway of Alabama	Atlanta, Ga	3
New Orleans Terminal	Washington, D C	3
St. Johns River Terminal	do	3
The Atlanta Joint Terminal (Atlanta Terminal Co)	Atlanta, Ga	3

APPENDIX A—Continued

POCAHONTAS REGION

Col R H Smith Regional Director Roanoke 17 Virginia Telephone: Roanoke 4200

Corporate name of railroad	Location of operating headquarters	Army area
The Chesapeake & Ohio Railway Company Chesapeake District	Richmond, Va	2
Norfolk & Portsmouth Belt Line Railroad	Norfolk, Va.	2
Norfolk & Western Railway Company	Roanoke, Va	2
The Virginian Railway Company	Norfolk Va	2

CENTRAL WESTERN REGION

Col Ralph Budd, Regional Director 547 W Jackson Boulevard Chicago 6 Illinois Telephone: Superior 1536

Corporate name of railroad	Location of operating headquarters	Army area
The Atchison, Topeka & Santa Fe Railway System	Chicago Ill	5
The Belt Railway of Chicago	do	5
Chicago & Eastern Illinois Railroad Company	----do	5
Chicago & Illinois Midland Railway Company	Springfield, Ill	5
Chicago, Burlington & Quincy Railroad Company	Chicago Ill	5
The Chicago, Rock Island & Pacific Railway Co	----do	5
The Colorado & Southern Railway Company	Denver, Colo	5
Davenport, Rock Island & Northwestern Ry Co	Davenport, Iowa	5
The Denver & Rio Grande Western Railroad Co	Denver, Colo	5
Northwestern Pacific Railroad Company	San Rafael, Calif	6
Los Angeles Junction Railway	Los Angeles Calif	6
Chicago & Western Indiana Railroad	Chicago, Ill.	5
Ogden Union Railway and Depot Company	Ogden, Utah	6
Oregon California & Eastern Railway Company	San Francisco, Calif. / Klamath Falls Oreg	6
Peoria & Pekin Union Railway Company	Peoria, Ill	5
San Diego & Arizona Eastern Railway Company	San Diego Calif	6
St. Joseph Terminal Railroad Company	St. Joseph Mo	5
Union Pacific Railroad	Omaha, Nebr	5
The Western Pacific Railroad Company	526 Mission St San Francisco Calif.	6
Colorado & Wyoming Railway Company	Denver Colo	5
Southern Pacific Co. (Pacific Lines) excluding former El Paso & Southwestern System / Southern Pacific Co.—former El Paso & Southwestern System / Southern Pacific Co.—former Arizona Eastern R R.—Phoenix District.	San Francisco Calif	6

SOUTHWESTERN REGION

Col J D Farrington Regional Director LaSalle Street Station Chicago 5 Illinois Telephone: Wabash 3200

Corporate name of railroad	Location of operating headquarters	Army area
The Abilene & Southern Railway Company	Dallas, Tex	4
Asherton and Gulf Railway Company	Houston Tex	4
Asphalt Belt Railway Company	do	4
The Beaumont, Sour Lake & Western Railway Co	do	4
Burlington Rock Island Railroad Company	----do	4
East St Louis Junction Railroad Company	National Stock Yards Ill	5
Fort Worth & Denver City Railway Company	Fort Worth, Tex	4
Galveston, Houston & Henderson Railroad	Galveston Tex	4
Gulf, Colorado and Santa Fe Railway Company	----do	4
Houston and Brazos Valley Railway Company	Houston Tex	4
Houston Belt & Terminal Railway Company	do	4
Houston North Shore Railway Company	----do	4
Iberia, St. Mary and Eastern Railroad Company	----do	4
International-Great Northern Railroad Company	----do	4
The Kansas City Southern Railway Company	Kansas City Mo	5
Kansas City Terminal Railway Company	----do	5
Kansas, Oklahoma & Gulf Railway Company	Muskogee, Okla	4
Louisiana & Arkansas Railway Company	Kansas City, Mo	5
Manufacturer's Railway Company	St. Louis, Mo	5
Midland Valley Railroad Company	Muskogee Okla	4

APPENDIX A—Continued

SOUTHWESTERN REGION—continued

Corporate name of railroad	Location of operating headquarters	Army area
Missouri Kansas Texas Railroad Company	St. Louis, Mo	5
Missouri Kansas-Texas Railroad Co of Texas	Dallas, Tex	4
Missouri Pacific Railroad Company	St. Louis Mo	5
New Iberia & Northern Railroad Company	Houston Tex	4
New Orleans, Texas & Mexico Railway Company	----do	4
Oklahoma City Ada Atoka Railway Company	Muskogee, Okla	4
The Orange & Northwestern Railroad Company	Houston Tex.	4
Panhandle and Santa Fe Railway Company	Amarillo Tex	4
Port Terminal Railroad Association	Houston Tex	4
Rio Grande City Railway Company	do	4
San Antonio Southern Railway Company	do	4
San Antonio, Uvalde & Gulf Railroad Company	do	4
San Benito & Rio Grande Valley Railway Company	do	4
The St. Louis, Brownsville & Mexico Ry. Co.	----do	4
St Louis San Francisco Railway Company	Fort Worth, Tex	4
St Louis Southwestern Railway Company	St Louis Mo	5
St. Louis Southwestern Railway Co of Texas	----do	5
Sugar Land Railway Company	Houston, Tex	4
Terminal Railroad Association of St. Louis	St. Louis Mo	5
Texas & New Orleans Railroad Company	Houston, Tex	4
The Texas & Pacific Railway Company	Dallas, Tex.	4
The Texas Mexican Railway Company	Laredo Tex	4
Texas New Mexico Railway Company	Dallas, Tex.	4
Texas Pacific-Missouri Pacific Terminal Railroad of New Orleans	New Orleans La	4
Texas Short Line Railway Company	Dallas, Tex.	4
Union Railway Company (Memphis)	Memphis, Tenn	3
Union Terminal Company	Dallas Tex	4
The Weatherford, Mineral Wells & Northwestern Railway Company	----do	4
The Wichita Valley Railway Company	Fort Worth Tex	4
Fort Worth Belt Railway Company	Dallas, Tex	4
St Louis San Francisco & Texas Railway	St Louis Mo	5

NORTHWESTERN REGION

Col Charles E Denny Regional Director 5th & Jackson Streets St Paul 1 Minnesota Telephone: Cedar 7773 ext 261

Corporate name of railroad	Location of operating headquarters	Army area
Camas Prairie Railroad Company	Lewiston, Idaho	6
Chicago & North Western Railway Company	Chicago Ill	5
Chicago Great Western Railway Company	do	5
Chicago Milwaukee, St Paul and Pacific R. R.	do	5
Chicago St. Paul Minneapolis & Omaha Ry Co	----do	5
Duluth, Missabe & Iron Range Railway Co / Iron Range Division / Missabe Division	Duluth Minn	5
Duluth South Shore & Atlantic Railway	Marquette, Mich.	5
Duluth, Winnipeg & Pacific Railway Co	Montreal, Quebec	1
Elgin, Joliet & Eastern Railway Co	Chicago Ill	5
Great Northern Railway	St. Paul, Minn.	5
Green Bay & Western Railroad Company	Green Bay, Wis	5
Mineral Range Railroad Company	Minneapolis Minn	5
The Minneapolis & St Louis Railroad Co	do	5
Minneapolis, St. Paul & Sault Ste. Marie Ry. Co	do	5
The Minnesota Transfer Railway Company	St Paul Minn	5
Northern Pacific Railway	----do	5
Oregon Electric Railway Company	Portland Oreg	6
The Northern Pacific Terminal Co of Oregon	do	6
Oregon Trunk Railway	do	6
Spokane, Portland & Seattle Railway System	do	6
The St. Paul Union Depot Company	St. Paul Minn	5
The Chicago, Terre Haute & Southwestern Ry Co (C M St Paul & Pacific Lessee).	Chicago Ill	5
Des Moines Union Railway Company	Des Moines, Iowa	5
Railway Transfer Company of the City of Minneapolis / Minnesota Transfer Railway Co	Minneapolis Minn	5
Kewaunee Green Bay & Western R R Co	Green Bay, Wis	5

This list supersedes Regional list dated May 11 1948

[F. R. Doc 48-4652; Filed, May 21 1948; 9:01 a m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 11167]

ADOLF BACHMANN ET AL.

In re: Stock owned by Adolf Bachmann, Dora Holl and Henry Holl. F-28-23306-D-3; F-28-26158-D-1/2; F-28-26797-D-1/2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Adolf Bachman, Dora Holl and Henry Holl, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. Twenty (20) shares of $5.00 par value common capital stock of Memphis Natural Gas Company, Sterick Building, Memphis 3, Tennessee, evidenced by a certificate numbered 10986, registered in the name of Adolf Bachmann, together with all declared and unpaid dividends thereon,

b. Twenty (20) shares of $1.00 par value common capital stock of Southwest Gas Producing Company, Inc., Ouachita, National Bank Building, Monroe, Louisiana, evidenced by a certificate numbered SWO70, registered in the name of Adolf Bachmann, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Adolf Bachmann, the aforesaid national of a designated enemy country (Germany)

3. That the property described as follows:

a. Ten (10) shares of $5.00 par value common capital stock of Memphis Natural Gas Company, Sterick Building, Memphis 3, Tennessee, evidenced by a certificate numbered 1104, registered in the name of Dora Holl, together with all declared and unpaid dividends thereon,

b. Ten (10) shares of $1.00 par value common capital stock of Southwest Gas Producing Company, Inc., Ouachita, National Bank Building, Monroe, Louisiana, evidenced by a certificate numbered SWO1014, registered in the name of Dora Holl, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Dora Holl, the aforesaid national of a designated enemy country (Germany)

4. That the property described as follows:

a. Thirty (30) shares of $1.00 par value common capital stock of Southwest Gas Producing Company, Inc., Ouachita, National Bank Building, Monroe, Louisiana, evidenced by a certificate numbered SWO1016, registered in the name of Henry Holl, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Henry Holl, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 30, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-4631; Filed, May 21, 1948; 8:48 a. m.]

[Vesting Order 11181]

HERMAN SCHROEDER

In re: Stock owned by Herman Schroeder. F-28-8675-C-1, F-28-8675-D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Herman Schroeder, whose last known address is Arberger-Bremen Feldstrasse, Kreis Achim, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: Twenty one (21) shares of no par value common capital stock of Inland Steel Company, 38 South Dearborn Street, Chicago 3, Illinois, a corporation organized under the laws of the State of Delaware, evidenced by a certificate numbered 11908, registered in the name of Herman Schroeder, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 30, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-4632; Filed, May 21, 1948; 8:48 a. m.]

[Vesting Order 11191]

ERICH WERMTER

In re: Bonds owned by Erich Wermter. F-28-24043-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Erich Wermter, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: Four (4) Lexington Avenue & 42nd Street Corporation Second Mortgage Leasehold Cumulative 2% Income Bonds, of $4,000.00 aggregate face value, bearing the numbers M1324/27, registered in the name of Erich Wermter, together with any and all rights thereunder and thereto, and any and all rights under a plan of reorganization effective July 8, 1946 of the aforesaid corporation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate con-

sultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 30, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-4633; Filed, May 21, 1948; 8:48 a. m.]

[Vesting Order 11198]

JOSEPH BENDOWSKI ET AL.

In re: Paid-up stock account owned by the personal representatives, heirs, next of kin, legatees and distributees of Joseph Bendowski, deceased. F28-14437-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Joseph Bendowski, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation of the Pulaski Savings and Loan Association, 2618 North Holton Street, Milwaukee 12, Wisconsin, arising out of a paid-up stock account, entitled Joseph Bendowski, evidenced by certificate numbered 7260, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the personal representatives, heirs, next of kin, legatees and distributees of Joseph Bendowski, deceased, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-4634; Filed, May 21, 1948; 8:48 a. m.]

[Vesting Order 11215]

OTTILIE SCHLEIDT

In re: Rights of Ottilie Schleidt under insurance contracts. File No. F-28-24440-H-1, H-2 and H-3.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ottilie Schleidt, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the net proceeds due or to become due under contracts of insurance evidenced by policies Nos. 101,570,495; 72,704,038 and 72,704,039, issued by the Metropolitan Life Insurance Company, New York, New York, to Ottilie Schleidt, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 7, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-4635; Filed, May 21, 1948; 8:49 a. m.]

FEDERAL POWER COMMISSION

[Docket No. E-6139]

MOUNTAIN STATES POWER CO.

NOTICE OF ORDER AUTHORIZING AND APPROVING THE ISSUANCE OF SECURITIES

MAY 18, 1948.

Notice is hereby given that, on May 17, 1948, the Federal Power Commission issued its order entered May 14, 1948, in the above-designated matter, authorizing and approving the issuance of securities.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-4616; Filed, May 21, 1948; 8:46 a. m.]

[Docket No. G-429]

CONSOLIDATED GAS UTILITIES CORP.

ORDER FIXING DATE OF HEARING

Upon consideration of the amended application filed March 29, 1948, by Consolidated Gas Utilities Corporation (Applicant) a corporation organized under the laws of the State of Delaware, with its principal place of business at Oklahoma City, Oklahoma, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the continued operations of certain natural-gas facilities, subject to the jurisdiction of the Commission, as fully described in such application on file with the Commission and open to public inspection;

It appears to the Commission that: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protests or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on April 30, 1948 (13 F R. 2357)

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on June 2, 1948, at 9:30 a. m. (e. d. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application; *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37

(f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: May 18, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48-4622; Filed, May 21, 1948; 8:46 a. m.]

[Docket No. G-808]

TENNESSEE GAS TRANSMISSION CO.

NOTICE OF ORDER AMENDING ORDER ISSUING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

MAY 18, 1948.

Notice is hereby given that, on May 17, 1948, the Federal Power Commission issued its order entered May 14, 1948, in the above-designated matter, amending order issuing certificate of public convenience and necessity.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48-4614; Filed, May 21, 1948; 8:45 a. m.]

[Docket No. G-1008]

NEW YORK STATE NATURAL GAS CORP.

ORDER FIXING DATE OF HEARING

Upon consideration of the application filed March 5, 1948, by New York State Natural Gas Corporation (Applicant) a New York corporation with its principal place of business at New York City, New York, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities, subject to the jurisdiction of the Commission, as fully described in such application on file with the Commission and open to public inspection;

It appears to the Commission that: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for noncontested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on March 23, 1948 (13 F. R. 1542)

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on June 7, 1948, at 9:30 a. m. (e. d. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: May 18, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48-4624; Filed, May 21, 1948; 8:47 a. m.]

[Docket No. G-1014]

SOUTHERN NATURAL GAS CO.

NOTICE OF FINDINGS AND ORDER ISSUING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

MAY 18, 1948.

Notice is hereby given that, on May 17, 1948, the Federal Power Commission issued its findings and order entered May 14, 1948, in the above-designated matter, issuing a certificate of public convenience and necessity.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48-4615; Filed, May 21, 1948; 8:46 a. m.]

[Docket No. G-1017]

NORTHERN NATURAL GAS CO.

ORDER FIXING DATE OF HEARING

Upon consideration of the application filed March 15, 1948, by Northern Natural Gas Company (Applicant) a Delaware corporation with its principal office at Omaha, Nebraska, for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as amended, authorizing the abandonment, construction and operation of certain natural gas facilities, subject to the jurisdiction of the Commission, as fully described in such application on file with the Commission and open to public inspection;

It appears to the Commission that: This proceeding is a proper one for disposition under the provisions of Rule 32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on March 27, 1948 (13 F. R. 1634).

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on June 3, 1948, at 9:30 a. m. (e. d. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application as supplemented; *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of Rule 32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: May 18, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48-4623; Filed, May 21, 1948; 8:47 a. m.]

[Docket No. G-1020]

KENTUCKY WEST VIRGINIA GAS CO.

ORDER POSTPONING HEARING

Upon consideration of the request filed May 17, 1948, by Kentucky West Virginia Gas Company for a postponement of the hearing in the above-docketed matter now set for May 24, 1948;

The Commission finds that: Good cause exists for postponing the said hearing as hereinafter provided.

The Commission, therefore, orders that: The hearing on the above-docketed matter be and the same is hereby postponed to June 7, 1948, at 10:00 a. m. (e. d. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.

Date of issuance: May 18, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48-4625; Filed, May 21, 1948; 8:47 a. m.]

[Docket No. G-1026]

PENNSYLVANIA GAS CO.

ORDER FIXING DATE OF HEARING

Upon consideration of the application filed March 29, 1948, as supplemented on May 4, 1948, by Pennsylvania Gas Company (Applicant) a Pennsylvania corporation having its principal place of business at Warren, Pennsylvania, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities, subject to the jurisdiction of the Commission, as fully described in such application on file with the Commission and open to public inspection;

It appears to the Commission that: This proceeding is a proper one for dis-

position under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on April 14, 1948 (13 F R. 2006)

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on June 7, 1948, at 9:45 a. m. (e. d. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application; *Provided, however* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by § 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: May 18, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48-4626; Filed, May 21, 1948; 8:47 a. m.]

[Project No. 1993]

SNOHOMISH COUNTY PUBLIC UTILITY DISTRICT NO. 1

NOTICE OF APPLICATION FOR PRELIMINARY PERMIT

MAY 18, 1948.

Public notice is hereby given that Snohomish County Public Utility District No. 1, of Everett, Washington, has filed application for preliminary permit for proposed Project No. 1993, known as the Sultan River Basin power project, on the Sultan River, a tributary of Skykomish River, in Snohomish County, Washington, which would consist of a concrete dam with maximum height of about 310 feet in sec. 29, T. 29 N., R. 9 E., Willamette meridian, creating a reservoir with useful storage capacity of about 234,300 acre-feet; a tunnel about 5.2 miles long; a powerhouse with installed capacity of about 60,000 kilowatts in sec. 33, T. 29 N., R. 8 E., Willamette meridian; and appurtenant facilities.

Any protest against the approval of this application or request for hearing thereon, with the reason for such protest or request and the name and address of the party or parties so protesting or requesting should be submitted before June 18, 1948 to the Federal Power Commission, Washington 25, D. C.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48-4617; Filed, May 21, 1948; 8:46 a. m.]

SECURITIES AND EXCHANGE COMMISSION

LOUIS JAMES BURNS

MEMORANDUM OPINION AND ORDER REVOKING REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 17th day of May A. D. 1948.

In the matter of Louis James Burns, 111 Broadway, New York, New York.

On March 19, 1948, we instituted a proceeding pursuant to section 15 (b) of the Securities Exchange Act of 1934 to determine whether Louis James Burns, a registered broker-dealer, willfully violated sections 15 (c) (1) and 17 (a) of the act (and rules thereunder) and section 17 (a) of the Securities Act of 1933, and if so, whether it is in the public interest to revoke his registration.[1]

After appropriate notice, a hearing was convened on March 29, 1948, before a hearing officer at our New York Regional Office. Burns appeared in person and requested a week's continuance for the purpose of employing counsel. Such continuance was granted. However, when the hearing was reconvened on April 5, Burns failed to appear because in the interim he had been arrested and, having failed to supply bail, was being held pending action by the New York County Grand Jury in New York State.[2] Thereafter, on April 19, Burns, having retained counsel, executed an "Admission of Facts—Consent to Revocation," which was made part of the record herein by agreement, and in which he expressly admitted the willful violations charged in the order for proceeding and consented to revocation of his registration.[3]

On the basis of his written admissions we find that Burns willfully violated section 17 (a) of the Securities Act of 1933, section 15 (c) (1) of the Securities Exchange Act of 1934 and Rules X-15C1-2 and X-15C1-4 thereunder, in that, by use of the mails and instrumentalities of interstate commerce, he obtained monies and securities from customers upon the false representation that he would deliver to such customers securities which they had agreed to purchase; that he did not intend to deliver, nor did he deliver, the securities so agreed to be purchased; that he failed to return to such customers the funds and securities which they had delivered to him in payment for the purchases; and that in the course of the transactions he failed to send written confirmations of the transactions as required by Rule X-15C1-4. The admitted facts show that Burns converted funds of at least four customers, which aggregated in excess of $5,400. We further find that Burns willfully violated section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 thereunder in that he failed to file with the Commission a report of his financial condition during the calendar year 1947.

On the basis of the record before us we find it in the public interest to order the revocation of Burns' registration as a broker and dealer, effective forthwith. Accordingly,

It is ordered, Pursuant to section 15 (b) of the Securities Exchange Act of 1934, that the registration of Louis James Burns as a broker and dealer be and hereby is revoked.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-4618; Filed, May 21, 1948; 8:46 a. m.]

[1] Section 15 (b) of the Exchange Act provides in pertinent part: "The Commission shall, after appropriate notice and opportunity for hearing, by order * * * revoke the registration of any broker or dealer if it finds that such * * * revocation is in the public interest and that * * * such broker or dealer whether prior or subsequent to becoming such, * * * (D) has willfully violated any provision of the Securities Act of 1933, as amended, or of this title, or of any rule or regulation thereunder. * * *"

[2] Subsequently the Grand Jury returned an indictment against Burns on grand larceny charges based on allegations similar to those here involved.

[3] Counsel for Burns waived the right to be heard before a hearing officer, and has also waived the right to submit proposed findings of fact and conclusions of law, the hearing officer's report, and oral argument before the Commission.

[File No. 812-544]

ADAMS EXPRESS CO.

NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in Washington, D. C., on the 18th day of May A. D. 1948.

Notice is hereby given that the Adams Express Company ("Adams"), an investment company registered under the Investment Company Act of 1940, located at 40 Wall Street, New York 5, New York, has filed an application pursuant to sections 6 (c) and 17 (b) of the Investment Company Act of 1940 for an order of the Commission exempting from the provisions of section 17 (a) of the act the borrowing of money from Adams by its employees other than officers or managers on open account or against notes, with or without security, when and as authorized by the Board of Managers to an amount not to exceed $20,000 in the aggregate at any one time outstanding and not to exceed $2,500 in any individual case.

Adams is a closed-end, diversified, management investment conmpany registered under the act. Adams owns approximately 65% of the capital stock of American International Corporation which is also a closed-end, diversified, management investment company registered under the act. Since February 1944 the two companies have occupied the same suite of offices and have em-

ployed on a joint basis the same employees, so that employees performing services for either company also perform services for the other, the compensation of such employees being prorated between the two companies. It is represented that the application is made by Adams because it is believed that the proposed loans, the exemption of which is requested, can be more conveniently handled by Adams alone than by joint action of the two companies.

The borrowing of money from Adams by an affiliated person of Adams (an employee) is prohibited by section 17 (a) of the act. Adams, therefore, has filed an application pursuant to section 17 (b) of the act for an order of the Commission exempting such loans from the provisions of section 17 (a)

All interested persons are referred to said application which is on file at the Washington, D. C. offices of this Commission for a more detailed statement of the matters of fact and law therein asserted.

Notice is further given that an order granting the application may be issued by the Commission at any time after May 31, 1948 unless prior thereto a hearing on the application is ordered by the Commission as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may, not later than May 28, 1948, at 5:30 p. m., Eastern Daylight Saving Time in writing, submit to the Commission his views or any additional fact bearing upon the application or the desirability of a hearing thereon or request the Commission, in writing, that a hearing be held thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C., and should state briefly the nature and interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the application which he desires to controvert.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 48-4619; Filed, May 21, 1948; 8:46 a. m.]

[File No. 1-3308]

LOGANSPORT DISTILLING CO., INC.

NOTICE OF APPLICATION TO STRIKE FROM LISTING AND REGISTRATION, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 18th day of May A. D. 1948.

The New York Curb Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, has made application to strike from listing and registration the Common Stock, $1.00 Par Value, of Logansport Distilling Company, Inc.

The application alleges that (1) Schenley Distillers Corporation on November 14, 1947 offered to purchase from stockholders of Logansport Distilling Company, Inc., all of their common stock at $16.50 per share less cost of transfer stamps; (2) on February 3, 1948 as a result of said offer there remained outstanding only 13,743 shares in the hands of 102 public shareholders; (3) the security which is the subject of this application was suspended from trading on the applicant exchange at the close of business on December 31, 1947; (4) the amount of shares remaining outstanding in the hands of the public has become so reduced as to make further dealings in this security on the applicant exchange inadvisable; and (5) the rules of the New York Curb Exchange with respect to the striking of a security from registration and listing have been complied with.

Upon receipt of a request, prior to June 7, 1948, from any interested person for a hearing in regard to terms to be imposed upon the delisting of this security, the Commission will determine whether to set the matter down for hearing. Such request should state briefly the nature of the interest of the person requesting the hearing and the position he proposes to take at the hearing with respect to imposition of terms or conditions. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 48-4620; Filed, May 21, 1948; 8:46 a. m.]